



## PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants: LAW et al.

Serial No.: 10/666,446

## Title: Integrated Electronic Signatures for Approval of Process Control and Safety System Software Objects

Filed: September 19, 2003

Group Art Unit: 2121

Examiner: Patel, Ramesh B.

Attorney Docket No.: 06005/39539

Customer No.: 04743

I hereby certify that this paper is being deposited with the United States Postal Service, first class postage prepaid, addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on the date indicated: **January 19, 2006.**

*[Handwritten signature over the typed certificate]*

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## TERMINAL DISCLAIMER

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

FISHER-ROSEMOUNT SYSTEMS, INC., a Delaware corporation, 8301 Camera Road, Austin, Texas 78754, is the assignee of the entire right, title, and interest in the above-identified patent application, as shown by the assignment recorded on January 23, 2004, at Reel 014914, Frame 0376. Title of U.S. Patent No. 6,928,328 also in the name of Fisher-Rosemount Systems, Inc by virtue of an assignment recorded in the U.S. Patent and Trademark Office on December 11, 2002, at Reel 013575, Frame 0973.

Assignee hereby disclaims the terminal portion of the term of any patent granted on the above-identified application extending beyond the expiration date of United States Patent No. 6,928,328, and hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent and the legal title to United States Patent No. 6,928,328 are commonly owned, this agreement to run with any patent granted on the above-entitled application and to be binding upon assignee and its successors or assigns.

Assignee does not disclaim any terminal portion of the term of any patent granted on the above-identified application prior to the full statutory term of United States Patent No. 6,928,328, in the event that said Patent No. 6,928,328 later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or in part or is terminally disclaimed under 37 CFR 1.321(a), has all claims canceled by a reexamination certificate, or is otherwise terminated prior to expiration of its statutory term, except for the separation of legal title stated above.

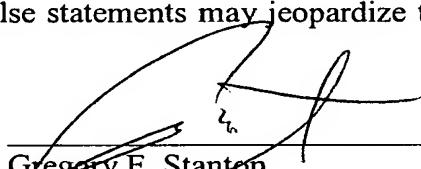
The filing of this terminal disclaimer should not be construed as an admission of the propriety of the rejection. The "filing of a terminal disclaimer simply serves the statutory function of removing the rejection of double patenting, and raises neither a presumption nor estoppel on the merits of the rejection." *Quad Environmental Technologies Corp. v. Union Sanitary District*, 946 F.2d 870, 20 USPQ2d 1392 (Fed. Cir. 1991).

The assignment recorded on January 23, 2004, at Reel 014914, Frame 0376 establishes the assignee's chain of title from the inventors.

The documents establishing the assignee's chain of title have been reviewed by the undersigned and the undersigned certifies that to the best of his/her knowledge and belief, title is in the assignee.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

By:



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January 19, 2006